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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/588,405	06/06/2000	Mendy J. Mossbrook	D-43310-01	9572

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EXAMINER

WEINSTEIN, STEVEN L

ART UNIT PAPER NUMBER

1761

DATE MAILED: 03/03/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

4)

Response to Rule 312 Communication	Application No.	Applicant(s)	
	09/588,405	MOSSBROOK ET AL.	
	Examiner	Art Unit	
	Steven L. Weinstein	1761	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. The amendment filed on 18 August 2004 under 37 CFR 1.312 has been considered, and has been:

- a) entered.
- b) entered as directed to matters of form not affecting the scope of the invention.
- c) disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

- d) disapproved. See explanation below.
- e) entered in part. See explanation below.

The proposed changes to the claims do not make them obviously allowable since the amendment would involve materially added work on the part of the Office; e.g. checking excessive editorial changes in the claims. For example, all of the claims which are to have a change in dependency would have to be carefully reviewed for antecedent basis and support for the combined limitations relative to the new claim from which it would be dependent on. See MPEP Sec. 714.16 "Not To Be Used For Continued Prosecution". Also, it is not clear whether the amendment employs the examiners renumbered claims or the allowed claims prior to the renumbering. Also, the proposed new claim would have to be reviewed relative to all the other claims that would have their dependencies changed.



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